

JOURNAL OF THE HOUSE

First Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-THIRD DAY, THURSDAY, MARCH 3, 2005

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father James M. Smith, Associate Pastor, St. Peter Church.

Blessed are You, Lord, God of all creation.
You have shown great favor to Your servants,
the fathers of our nation and our state,
because they behaved faithfully toward You,
with justice and upright hearts;
and You have continued this great favor toward them,
even today, gathering us together in this house of government.
O Lord, our God, You have made us Your servants,
setting us as stewards
who succeed those who established
this great body.
But we are so limited in judgment,
not knowing fully Your will for us.
We serve You in the midst of the people to whom
You have given such great freedom and responsibility,
a people diverse in culture and thought.
Give to Your servants, therefore,
wisdom and an understanding heart
to lead Your people
and to distinguish right from wrong.
For who is able to lead Your people apart from You?
We offer this prayer to You,
Who lives and reigns
supreme over the nations,
supreme among the peoples,
Forever and ever.

(Adapted from Solomon's Prayer for Wisdom)
I Kings 3:6-9

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Harrison Charles Jones, Joe Salmeri, Samantha Everett, Austin Karvis and Kenny Dodson.

The Journal of the thirty-second day was approved as corrected.

HOUSE RESOLUTIONS

Representative Fraser, et al., offered House Resolution No. 870.

Representative Baker (25) offered House Resolution No. 923.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 839

through

- House Resolution No. 842 - Representative Lager
- House Resolution No. 843 - Representative Denison
- House Resolution No. 844 - Representative Lager
- House Resolution No. 845 - Representative Jackson
- House Resolution No. 846 - Representative Black
- House Resolution No. 847 - Representative Roorda
- House Resolution No. 848 - Representative Smith (14)
- House Resolution No. 849 - Representative Wright (137), et al.
- House Resolution No. 850 - Representative Dethrow
- House Resolution No. 851 - Representative Robinson

House Resolution No. 852

through

- House Resolution No. 854 - Representative Moore
- House Resolution No. 855 - Representative Cooper (158)
- House Resolution No. 856 - Representative Pratt
- House Resolution No. 857 - Representative Cooper (158)
- House Resolution No. 858 - Representative Jetton

House Resolution No. 859

and

- House Resolution No. 860 - Representative Harris (110)
- House Resolution No. 861 - Representative Smith (14)
- House Resolution No. 862 - Representative Weter

House Resolution No. 863

through

- House Resolution No. 869 - Representative Jetton
- House Resolution No. 871 - Representative Salva
- House Resolution No. 872 - Representative Hubbard
- House Resolution No. 873 - Representative Stevenson
- House Resolution No. 874 - Representative Munzlinger
- House Resolution No. 875 - Representative Donnelly
- House Resolution No. 876 - Representative Cooper (158)

House Resolution No. 877

through

- House Resolution No. 888 - Representatives Bivins and Lembke

House Resolution No. 889
 through
 House Resolution No. 902 - Representative Lembke
 House Resolution No. 903
 through
 House Resolution No. 916 - Representatives Bivins and Schoemehl
 House Resolution No. 917 - Representative Lager
 House Resolution No. 918 - Representatives Avery and Tilley
 House Resolution No. 919 - Representative Kratky
 House Resolution No. 920 - Representatives Wagner and Robinson
 House Resolution No. 921 - Representative Walsh
 House Resolution No. 922 - Representative Flook
 House Resolution No. 924 - Representative Johnson (61), et al.
 House Resolution No. 925
 and
 House Resolution No. 926 - Representative Witte

SECOND READING OF HOUSE BILLS

HB 685 through **HB 700** were read the second time.

THIRD READING OF HOUSE BILLS - CONSENT

HB 248, relating to motor vehicle time sales, was taken up by Representative Pearce.

On motion of Representative Pearce, **HB 248** was read the third time and passed by the following vote:

AYES: 132

Aull	Avery	Baker 123	Baker 25	Barnitz
Bearden	Bivins	Black	Bland	Bowman
Brown 30	Brown 50	Bruns	Byrd	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Davis	Day
Dempsey	Denison	Dethrow	Dixon	Dougherty
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Goodman
Guest	Harris 110	Harris 23	Haywood	Hobbs
Hoskins	Hughes	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	LeVota	Liese
Lipke	Loehner	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schlottach	Schoemehl	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	Stefanick
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld

Tilley	Viebrock	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright-Jones	Wright 137	Wright 159	Yates	Young
Zweifel	Mr Speaker			

NOES: 019

Bringer	Burnett	Chappelle-Nadal	Darrough	Daus
Donnelly	El-Amin	Henke	Johnson 90	Jolly
Lampe	Lembke	Low 39	Robinson	Rucker
Storch	Villa	Whorton	Yaeger	

PRESENT: 004

Boykins	Brooks	Johnson 61	Oxford
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ABSENT WITH LEAVE: 007

Bean	Behnen	Deeken	Dusenberg	Hubbard
Meadows	Schneider			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 297, relating to school accountability report cards, was taken up by Representative Pearce.

On motion of Representative Pearce, **HCS HB 297** was read the third time and passed by the following vote:

AYES: 152

Aull	Avery	Baker 123	Baker 25	Barnitz
Bearden	Bivins	Black	Bland	Bowman
Boykins	Bringer	Brooks	Brown 30	Brown 50
Bruns	Burnett	Byrd	Chappelle-Nadal	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Goodman
Guest	Harris 110	Harris 23	Henke	Hobbs
Hoskins	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander

Sater	Schaaf	Schad	Schlottach	Schoemehl
Selby	Self	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	Stefanick	Stevenson	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright-Jones
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 002

St. Onge Whorton

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Behnen	Dusenberg	Haywood	Hubbard
Liese	Meadows	Schneider		

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF HOUSE RESOLUTION

HR 569 - Elementary and Secondary Education

REFERRAL OF HOUSE JOINT RESOLUTIONS

HJR 7 - Elections

HJR 14 - Elections

HJR 20 - Elementary and Secondary Education

HJR 21 - Small Business

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

HCR 16 - Veterans

HCR 23 - Health Care Policy

HCR 24 - Elementary and Secondary Education

HCR 25 - Elementary and Secondary Education

REFERRAL OF HOUSE BILLS

HB 70 - Ways and Means

HB 105 - Special Committee on General Laws

HB 113 - Transportation

HB 249 - Crime Prevention and Public Safety

HB 301 - Local Government

HB 332 - Crime Prevention and Public Safety

HB 415 - Local Government
HB 515 - Tourism
HB 555 - Special Committee on General Laws
HB 562 - Small Business
HB 590 - Corrections and Public Institutions
HB 591 - Elementary and Secondary Education
HB 612 - Transportation
HB 613 - Small Business
HB 614 - Corrections and Public Institutions
HB 615 - Judiciary
HB 616 - Local Government
HB 617 - Conservation and Natural Resources
HB 618 - Transportation
HB 619 - Corrections and Public Institutions
HB 620 - Health Care Policy
HB 622 - Insurance Policy
HB 623 - Retirement
HB 624 - Retirement
HB 625 - Retirement
HB 626 - Health Care Policy
HB 627 - Budget
HB 629 - Job Creation and Economic Development
HB 630 - Judiciary
HB 632 - Transportation
HB 633 - Crime Prevention and Public Safety
HB 634 - Transportation
HB 635 - Transportation
HB 636 - Health Care Policy
HB 637 - Workforce Development and Workplace Safety
HB 638 - Special Committee on Urban Issues
HB 640 - Utilities
HB 641 - Crime Prevention and Public Safety
HB 642 - Conservation and Natural Resources
HB 643 - Judiciary
HB 645 - Children and Families
HB 646 - Senior Citizen Advocacy
HB 647 - Financial Institutions
HB 648 - Agriculture Policy
HB 649 - Senior Citizen Advocacy
HB 650 - Children and Families
HB 651 - Small Business
HB 652 - Professional Registration and Licensing
HB 653 - Transportation
HB 654 - Insurance Policy
HB 656 - Senior Citizen Advocacy
HB 657 - Health Care Policy
HB 658 - Agriculture Policy

HB 659 - Insurance Policy
HB 660 - Conservation and Natural Resources
HB 661 - Corrections and Public Institutions
HB 662 - Professional Registration and Licensing
HB 663 - Senior Citizen Advocacy
HB 664 - Professional Registration and Licensing
HB 665 - Professional Registration and Licensing
HB 666 - Agriculture Policy
HB 667 - Insurance Policy
HB 668 - Insurance Policy
HB 670 - Professional Registration and Licensing
HB 671 - Health Care Policy
HB 676 - Elections
HB 677 - Judiciary
HB 678 - Judiciary
HB 680 - Agriculture Policy
HB 681 - Senior Citizen Advocacy
HB 682 - Small Business
HB 683 - Children and Families
HB 684 - Crime Prevention and Public Safety
HB 688 - Judiciary

REFERRAL OF SENATE BILL

SB 86 - Judiciary

COMMITTEE REPORTS

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 232**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 397**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Byrd reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 208**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 567**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 342**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 344**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 448**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Senior Citizen Advocacy, Chairman Bruns reporting:

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 231**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HB 48**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 30 minutes for debate on Perfection**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 186**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 269**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 348**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 361**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 580**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent, with no time limit for debate**.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 701, introduced by Representative Richard, relating to state tax increment financing.

HB 702, introduced by Representative Behnen, relating to licensed clinical social workers and licensed baccalaureate social workers.

HB 703, introduced by Representatives Shoemyer, Barnitz, Bringer, Henke, Witte and Rucker, relating solely to the creation of a tax credit for service station owners who sell ethanol.

HB 704, introduced by Representatives Shoemyer, Chappelle-Nadal, Darrough, Wildberger, Corcoran, Lowe (44), Burnett, Witte, Meadows, George, Oxford, Brown (50), Bringer, Rucker, Fraser, Spreng, Walsh, Swinger, Henke, Baker (25), Low (39), LeVota and Bowman, relating to financial incentives for employers.

HB 705, introduced by Representative Fraser, relating to salvage vehicles.

HB 706, introduced by Representatives Quinn, Sander, Hobbs, Whorton, LeVota, Schad, Jones, Wallace, Munzlinger, Shoemyer, Harris (110), Brown (30), Parson, Chinn and Nance, relating to hand fishing.

HB 707, introduced by Representatives Cunningham (145) and Byrd, relating to banking.

HB 708, introduced by Representative Yates, for the sole purpose of repealing certain expired, sunset, terminated, and ineffective statutory provisions.

HB 709, introduced by Representatives Fraser, Parker, Johnson (61), Wright-Jones, Oxford, Chappelle-Nadal, Baker (25), Wildberger and Donnelly, relating to domestic violence offenses.

HB 710, introduced by Representatives Faith and Bearden, relating to pawnbrokers.

HB 711, introduced by Representatives Nolte, Phillips, Nance, Wright (137), Wilson (119), Moore, Wood, Day, Brown (30), Wells, Weter and Jackson, relating to state purchasing.

HB 712, introduced by Representatives Cooper (158) and Meadows, relating to probation and parole officers.

HB 713, introduced by Representative Cooper (158), relating to aviation.

HB 714, introduced by Representative Cooper (158), relating to proceedings before trial in criminal cases involving a change of venue.

HB 715, introduced by Representative Cooper (158), relating to endangering the welfare of a child in the first degree.

[illegible]

Subscribed and sworn to before me this 3rd day of March in the year 2005.

/s/ Stephen S. Davis
Chief Clerk

Correct House Journal, Thirty-second Day, Wednesday, March 2, 2005, Pages 448 through 450, by deleting House Amendment No. 1 in its entirety, and inserting in lieu thereof the following:

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 1 & 130, Page 1, In the Title, Line 6, by inserting after the word "provisions" the following:

", and an effective date for certain sections"; and

Further amend said bill, Page 6, Section 287.067, Lines 18 and 19, by deleting the phrase "**recognized as an occupational disease for the purposes of this chapter**"; and

Further amend said bill, Page 7, Section 287.067, Line 37, by inserting after the phrase "oxygen, **of**" the following:

"**paid**"; and

Further amend said bill, Page 7, Section 287.067, Line 37, by inserting at the end of said line the following:

"**paid**"; and

Further amend said bill, Page 7, Section 287.067, Line 46, by deleting "with a prior" and inserting in lieu thereof the following:

"with [a] **the immediate** prior"; and

Further amend said bill, Section 287.128, Pages 11-13, Lines 1-78, by deleting all of said section and inserting in lieu thereof the following:

"287.128. 1. It shall be unlawful for any person to [:

(1)] knowingly present or cause to be presented any false or fraudulent claim for the payment of benefits pursuant to a workers' compensation claim[;].

[(2)] 2. It shall be unlawful for any insurance company or self-insurer in this state to knowingly and intentionally refuse to comply with known and legally indisputable compensation obligations with intent to defraud.

3. It shall be unlawful for any person to:

(1) Knowingly present multiple claims for the same occurrence with intent to defraud;

[(3)] Purposefully prepare, make or subscribe to any writing with intent to present or use the same, or to allow it to be presented in support of any false or fraudulent claim;

(4)](2) Knowingly assist, abet, solicit or conspire with:

(a) Any person who knowingly presents any false or fraudulent claim for the payment of benefits;

(b) Any person who knowingly presents multiple claims for the same occurrence with an intent to defraud; or

(c) Any person who purposefully prepares, makes or subscribes to any writing with the intent to present or use the same, or to allow it to be presented in support of any such claim;

[(5)](3) Knowingly make or cause to be made any false or fraudulent claim for payment of a health care benefit;

[(6)](4) Knowingly submit a claim for a health care benefit which was not used by, or on behalf of, the claimant;

[(7)](5) Knowingly present multiple claims for payment of the same health care benefit with an intent to defraud;

~~[(8)](6)~~ Knowingly make or cause to be made any false or fraudulent material statement or material representation for the purpose of obtaining or denying any benefit;

~~[(9)](7)~~ Knowingly make or cause to be made any false or fraudulent statements with regard to entitlement to benefits with the intent to discourage an injured worker from making a legitimate claim;

(8) Knowingly make or cause to be made a false or fraudulent material statement to an investigator of the division in the course of the investigation of fraud or noncompliance. For the purposes of subdivisions **(6), (7), and (8)** [and 9] of this subsection, the term "statement" includes any notice, proof of injury, bill for services, payment for services, hospital or doctors records, X ray or test results.

[2. It shall be unlawful for any insurance company or self-insurer in this state to:

(1) Intentionally refuse to comply with known and legally indisputable compensation obligations;

(2) Discharge or administer compensation obligations in a dishonest manner; and

(3) Discharge or administer compensation obligations in such a manner as to cause injury to the public or those persons dealing with the employer or insurer.

3.] **4.** Any person violating any of the provisions of subsections 1 [and] **or 2** of this section [or section 287.129,] shall be guilty of a class [A misdemeanor and,] **D felony**. In addition, **the person** shall be liable to the state of Missouri for a fine [not to exceed] **up to** ten thousand dollars or double the value of the fraud whichever is greater. **Any person violating any of the provisions of subsection 3 of this section shall be guilty of a class A misdemeanor and the person shall be liable to the state of Missouri for a fine up to ten thousand dollars.** Any person who has previously pled guilty to or has been found guilty of violating any of the provisions of subsections 1, [and] **2 or 3** of this section [or the provisions of section 287.129] and who subsequently violates any of the provisions of subsections 1 [and], **2 or 3** of this section [or the provisions of section 287.129] shall be guilty of a class [D] **C felony**.

[4.] 5. It shall be unlawful for any person, company, or other entity to prepare or provide an invalid certificate of insurance as proof of workers' compensation insurance. Any person violating any of the provisions of this subsection shall be guilty of a class D felony and, in addition, shall be liable to the state of Missouri for a fine up to ten thousand dollars or double the value of the fraud, whichever is greater.

6. Any person who knowingly misrepresents any fact in order to obtain workers' compensation insurance at less than the proper rate for that insurance shall be guilty of a class A misdemeanor. Any person who has previously pled guilty to or has been found guilty of violating any of the provisions of this section [or the provisions of section 287.129] and who subsequently violates any of the provisions of this section [or the provisions of section 287.129] shall be guilty of a class D felony.

[5.] 7. Any employer [failing] **who knowingly fails** to insure his liability pursuant to this chapter **with intent to defraud** shall be guilty of a class A misdemeanor and, in addition, shall be liable to the state of Missouri for a penalty in an amount equal to twice the annual premium the employer would have paid had such employer been insured or twenty-five thousand dollars, whichever amount is greater. **After January 1, 2006**, any person who has previously pled guilty to or has been found guilty of violating any of the provisions of this section [or the provisions of section 287.129] and who subsequently violates any of the provisions of this section [or the provisions of section 287] shall be guilty of a class D felony.

[6.] 8. Any person may file a complaint alleging fraud or noncompliance with this chapter with a legal advisor in the division of workers' compensation. The legal advisor shall refer the complaint to the fraud and noncompliance unit within the division. The unit shall investigate all complaints and present any finding of fraud or noncompliance to the director, who may refer the file to the attorney general. The attorney general may prosecute any fraud or noncompliance associated with this chapter. All costs incurred by the attorney general associated with any investigation and prosecution pursuant to this subsection shall be paid out of the workers' compensation fund. Any fines or penalties levied and received as a result of any prosecution under this section shall be paid to the workers' compensation fund. Any restitution ordered as a part of the judgment shall be paid to the person or persons who were defrauded.

9. Any and all reports, records, tapes, photographs, and similar materials or documentation submitted by any person, including the department of insurance, to the fraud and noncompliance unit or otherwise obtained by the unit pursuant to this section, used to conduct an investigation for any violation under chapter 287, shall be considered confidential and not subject to the requirements of chapter 610, RSMo. Nothing in this subsection prohibits the fraud and noncompliance unit from releasing records used to conduct an investigation to the local, state, or federal law enforcement authority or federal or state agency conducting an investigation, upon written request.

[7.] 10. There is hereby established in the division of workers' compensation a fraud and noncompliance administrative unit responsible for investigating incidences of fraud and failure to comply with the provisions of this chapter.

11. Any prosecution for a violation of the provisions of this section or section 287.129 shall be commenced within three years after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense. As used in this subsection, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting attorney having jurisdiction to prosecute the action.

12. By January 1, 2006, the attorney general shall forward to the division and the members of the general assembly, the first edition of an annual report of the costs of prosecuting fraud and noncompliance under this chapter. The report shall include the number of cases filed with the attorney general by county by the fraud and noncompliance unit, the number of cases prosecuted by county by the attorney general and county prosecutor, fines and penalties levied and received, and all incidental costs."; and

Further amend said bill, Section 287.640, Page 32, Lines 1-22, by deleting all of said lines; and

Further amend said bill, Section 287.715, Page 35, Line 31, by deleting the word "ensuing" and inserting in lieu thereof the following:

"**following**"; and

Further amend said bill, Section 287.715, Page 35, Line 55, by deleting the word "**ensuing**" and inserting in lieu thereof the following:

"**following**"; and

Further amend said bill, Section 287.808, Page 37, Lines 5 to 8, by deleting all of said lines and inserting in lieu thereof the following:

"**is more likely to be true than not true.**"; and

Further amend said bill, Section 287.616, Page 45, Line 9, by inserting after all of said line the following:

"287.642. The division of workers' compensation shall create in each of its area offices a public information program to assist all parties involved with an injury or claim under this chapter. [In providing assistance under this section, all of the division's legal advisors shall also act as public information persons and shall, upon request, meet with or otherwise provide information to employees, employers, insurers and health care providers and shall investigate complaints of possible violations of the provisions of this chapter. The division shall employ two additional legal advisors, one to be located in the St. Louis office and one to be located in the Jefferson City office. Assistance provided under this section shall not include representing the claimant in a compensation hearing provided for in section 287.470.]

Section B. The repeal and reenactment of sections 287.615 and 287.612, and the repeal of section 287.616 of Section A of this act shall become effective on January 1, 2006."; and

Further amend said title, enacting clause and intersectional references accordingly.

Page 468, Line 27, by deleting "**HB 174**" and inserting in lieu thereof "**HCS HB 174**".

Page 468, Line 29, by deleting "**HB 215**" and inserting in lieu thereof "**HCS HB 215**".

Correct House Journal, Twenty-sixth Day, Monday, February 21, 2005, Page 367, Line 20, by inserting immediately after said line the following:

HOUSE CONCURRENT RESOLUTION NO. 15

WHEREAS, the United States has no integrated nationwide automated system for monitoring the safety history or violation records of Mexican companies and drivers, or a system to verify driver's licenses or drug testing for drivers, and it is therefore difficult for Missouri law enforcement personnel to obtain essential safety data; and

WHEREAS, if trucks from Mexico are allowed access to the State of Missouri, verification of foreign insurance policies and access to foreign judicial systems will be very difficult when accidents occur, possibly resulting in the delay of settlements and payments to the injured citizens of the State of Missouri; and

WHEREAS, Mexico does not have labeling of hazardous or toxic cargo which poses a clear and present danger to the security of the State of Missouri if trucks transporting such cargo enter territory of the state without prior inspection at the border of the United States; and

WHEREAS, large quantities of illegal drugs are smuggled into Missouri from foreign nations, including Mexico:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, First Regular Session, the Senate concurring therein, hereby urge the Governor of the State of Missouri, the President of the United States, and the members of the United States Congress to oppose any effort to allow trucks to enter the State of Missouri without first being inspected at the border of the United States and Mexico; and

BE IT FURTHER RESOLVED that the members of the Missouri General Assembly memorializes the Missouri Congressional Delegation to restrict trucks from Mexico and other foreign nations from entering the United States until there is full compliance by the owners and drivers of those trucks with all highway safety, environmental, and drug enforcement laws; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Governor Matt Blunt, the Speaker of the United States House of Representatives, and each member of the Missouri Congressional Delegation.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, March 8, 2005, 12:00 p.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 597, HB 369, HB 501, HB 528, HB 563, HB 588

Executive session will be held on: HB 367, HB 305, HB 368, HB 454

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, March 8, 2005, 8:00 a.m. Hearing Room 4.

Markup for Departments of Agriculture, Natural Resources and Conservation.

Hearing will continue upon afternoon adjournment if necessary.

Executive session may follow.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, March 8, 2005, 8:00 a.m. Hearing Room 7.

Fringe benefits, Statewide Elected Officials, Department of Revenue,

Office of Administration, Statewide Leasing, Judiciary,

Public Defender and General Assembly.

Executive session may follow.

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 9, 2005, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 236, HB 422, HB 446,

HB 453, HB 491, HB 531, HB 631

ELECTIONS

Tuesday, March 8, 2005, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 316, HB 149

Executive session will be held on: HB 280, HB 255, HB 66, HB 525

ETHICS

Monday, March 7, 2005, House Chamber south side gallery upon afternoon adjournment.

Executive session may follow.

HIGHER EDUCATION

Tuesday, March 8, 2005, 12:00 p.m. Hearing Room 4.

Executive session may follow. AMENDED

Public hearing to be held on: HB 440

LOCAL GOVERNMENT

Monday, March 7, 2005, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 260, HB 395, HB 577, HB 485

LOCAL GOVERNMENT

Thursday, March 10, 2005, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 450, HB 559, HB 176, HB 558, HB 480

SPECIAL COMMITTEE ON EDUCATION FUNDING

Monday, March 7, 2005, Hearing Room 6 upon afternoon adjournment.

Informational only. Report from Joint Committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 7, 2005, Hearing Room 7 upon evening adjournment. AMENDED

Public hearings to be held on: HB 564, HB 638

Executive session will be held on: HB 413, HB 508, HB 374, HB 286

VETERANS

Wednesday, March 9, 2005, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 294, HB 421, HB 522, HB 535, HB 581

WAYS AND MEANS

Monday, March 7, 2005, Hearing Room 3 upon evening adjournment.

Executive session will be held on: HB 209, HB 92

WAYS AND MEANS

Wednesday, March 9, 2005, 6:00 p.m. Hearing Room 5.

Executive session. Corrected Notice.

Public hearings to be held on: HB 321, HB 222, HB 416, HB 604

HOUSE CALENDAR

THIRTY-FOURTH DAY, MONDAY, MARCH 7, 2005

HOUSE BILLS FOR SECOND READING

HB 701 through HB 718

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 14 - Lager

HOUSE BILLS FOR PERFECTION

- | | | |
|----|--------------------------------------|-----------------------------------|
| 1 | HCS HB 365 - Munzlinger | |
| 2 | HB 100 - Cunningham (86) | (3 hours debate on Perfection) |
| 3 | HCS HB 186 - Emery | |
| 4 | HB 48 - Dougherty | (30 minutes debate on Perfection) |
| 5 | HCS#2 HB 94 & 185 - Cunningham (145) | |
| 6 | HB 114 - Johnson (47) | |
| 7 | HCS HB 119 - Jones | |
| 8 | HCS HB 174 - Wood | |
| 9 | HCS HB 215 - Pearce | |
| 10 | HCS HB 348 - Pearce | |

HOUSE BILLS FOR PERFECTION - CONSENT

(3/01/05)

- | | |
|---|---------------------------|
| 1 | HCS HB 135 - Richard |
| 2 | HB 229 - Portwood |
| 3 | HB 230 - Portwood |
| 4 | HCS HB 379 - Cooper (120) |

(3/02/05)

- | | |
|---|-----------------------|
| 1 | HB 40 - Tilley |
| 2 | HCS HB 56 - Threlkeld |
| 3 | HB 127 - Bivins |

(3/03/05)

- | | |
|---|------------------------------------|
| 1 | HCS HB 47 - Brown (30) |
| 2 | HCS HB 163, 213 & 216 - Smith (14) |
| 3 | HB 592 - Cooper (120) |

(3/07/05)

- 1 HB 269 - Bruns
- 2 HB 361 - Lipke
- 3 HCS HB 580 - Byrd

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 11, (2-17-05, Pages 351-352) - Sander
- 2 HCR 4, (3-02-05, Pages 467-468) - Burnett
- 3 HCR 9, (2-17-05, Page 351) - Bivins
- 4 HCR 15, (3-03-05, Page 487) - Baker (123)

HOUSE RESOLUTION

HR 222, (2-17-05, Page 350) - Dixon